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(OPF 07)**Certificate of Transmittal:**

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Printed Name: Thomas P. McCracken

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#15

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

BURKOTH et al.

Serial No.: 09/216,641

Group Art Unit: 1636

Filing Date: 17 December 1998

Examiner: Q. Nguyen

Title: PARTICLE DELIVERY TECHNIQUES

NOTICE OF APPEAL

Commissioner for Patents
Box AF
Washington, D.C. 20231

Sir:

All finally rejected claims (specifically, claims 15-40) as stated in the decision of the Primary Examiner dated 16 July 2002 are hereby appealed to the Board of Appeals.

☒ Please charge the Appeal Fee of \$320 to Deposit Account No. 50-0828.

☒ Petition for Extension of Time enclosed.

The Commissioner is hereby authorized to charge any fees under 37 CFR Sections 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0828.

Respectfully submitted,

Date: 15 January 2003

By:

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| Fax To: | Examiner Quang Nguyen United States Patent and Trademark Office Group Art Unit 1636—BOX AF | FAX RECEIVED JAN 16 2003 GROUP 1600 OFFICIAL |
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| From: | Thomas P. McCracken | |
| Date: | 15 January 2003 | |
| Re: | Patent Application Serial No. 09/216,641 | |
| Pages: | 3 (including this one) | |

Please deliver the attached documents (Petition for Extension of Time and Notice of Appeal), totaling with this cover sheet 3 pages, to Examiner Quang Nguyen of Group Art Unit 1636. Please make these documents of official record in U.S. Serial No. 09/216,641.

Respectfully submitted,

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